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REMARKS

The application has been reviewed in light of the Office Action dated June 9, 2008. Claims 1, 2 and 4-29 are pending, with claim 3 having been previously been canceled, without prejudice or disclaimer. By this amendment, claims 1, 13, 20 and 27 have been amended to clarify the claimed subject matter. Claims 1, 2 and 4-29 would remain pending upon entry of this Amendment, with claims 1, 13, 20 and 27 being in independent form.

Information Disclosure Statement

The information disclosure statement filed 3/07/2008 was objected to as purportedly failing to comply with 37 CFR §1.98(a)(3) for purportedly failing to include a concise explanation of the relevance of the cited Japanese Office Action.

An English language abstract of reference JP 2001-331936 was submitted along with a copy of the reference and the March 4, 2008 information disclosure statement, as indicated in the Form PTO-1449 annexed to the March 4, 2008 information disclosure statement. Applicant submits that such English language abstract of reference JP 2001-331936 satisfies the concise explanation required by 37 CFR §1.98(a)(3).

The Examiner is respectfully requested to consider reference JP 2001-331936 in view of such English language abstract and appropriately indicate in the record that reference JP 2001-331936 has been considered by the Examiner.

Rejection under 35 U.S.C. §103(a)

Claims 1-2 and 4-29 were rejected under 35 U.S.C. §103(a) as purportedly unpatentable over U.S. Patent No. 6,580,684 to Miyake in view of U.S. Patent No. 5,835,642 to Mimmagh, and further in view of U.S. Patent No. 6,411,579 to Nobukuni.

Applicant respectfully submits that the present application is allowable for at least the

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reason that the cited art does not disclose, suggest or otherwise render obvious, the aspect of the present application that *the parameters of each multipulse pattern included in the recording conditional information include an optimum pulse width of the multipulse pattern for each of said linear velocities indicated in the recording conditional information of the multipulse pattern.*

As discussed in the present application, in multipulse patterns of different types, even for optical information recording media of the same configuration, the optimum pulse width at each recording linear velocity varies. Therefore, by pre-formatting the recording conditional information regarding optimal pulse width, useful parameters of both the 1T cycle pattern and the 2T cycle pattern together with the linear velocity ranges in recording conditional information onto optical information recording media of the same configuration can be provided to an optical information recording apparatus into which the optical information recording medium is loaded (as described in paragraphs [0093]-[0094] of the present application). For instance, when the absolute time of pulse widths of the 1T cycle pattern and the 2T cycle pattern are the same, the minimum time of the pulse width of the 2T cycle pattern can be set to half of that of the 1T cycle pattern, so that the multipulse pattern selection range is widened (paragraph [0170] of the present application). Thus, recording can be performed to a high-speed range by the 2T cycle pattern, which is difficult to be achieved by the 1T cycle pattern (paragraph [0171] of the present application).

None of the cited references (including Miyake, Minnagh and Nobukuni) disclose or suggest the above-mentioned aspect of the present application, nor the advantages that can be obtained therefrom.

Applicant submits that the cited art, even when considered in combination with common

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sense and common knowledge to one skilled in the art, simply does not render obvious the above-mentioned aspect of the present application.

Accordingly, applicant respectfully submits that independent claims 1, 13, 20 and 27, and the claims depending therefrom, are patentable over the cited art.

In view of the remarks hereinabove, applicant submits that the application is now in condition for allowance, and earnestly solicits the allowance of the application.

If a petition for an extension of time is required to make this response timely, this paper should be considered to be such a petition. The Patent Office is hereby authorized to charge any fees that are required in connection with this amendment and to credit any overpayment to our Deposit Account No. 03-3125.

If a telephone interview could advance the prosecution of this application, the Examiner is respectfully requested to call the undersigned attorney.

Respectfully submitted,



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